

Holly M. Simpkins (*pro hac vice*)  
HSimpkins@perkinscoie.com  
PERKINS COIE LLP  
1201 Third Avenue, Suite 4900  
Seattle, WA 98101  
Telephone: 206.359.8000  
Facsimile: 206.359.9000

5 Andrew N. Klein, Bar No. 300221  
AKlein@perkinscoie.com  
6 PERKINS COIE LLP  
7 3150 Porter Drive  
Palo Alto, CA 95130  
Telephone: 650.838.4300  
8 Facsimile: 650.838.4350

9 Attorneys for Plaintiffs  
10 EPIC GAMES, INC. and EPIC GAMES  
INTERNATIONAL S.A.R.L.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

15 EPIC GAMES, INC., a Maryland  
16 corporation; and EPIC GAMES  
INTERNATIONAL S.À.R.L., a  
17 Luxembourg Société à Responsabilité  
Limitée.

18 Plaintiffs,

19 || v.

20 JAMES MENDES, an individual;  
21 KONSTANTIN VLADIMIROVICH RAK,  
an individual; and OLEKSEY  
22 OLEKSEEVICH STEGAILO, an  
individual.

23 Defendants.

Case No. 3:17-cv-06223-LB

**DECLARATION OF HOLLY M. SIMPKINS  
IN SUPPORT OF PLAINTIFFS EPIC  
GAMES, INC. AND EPIC GAMES  
INTERNATIONAL S.À.R.L.'S  
ADMINISTRATIVE MOTION TO SUBMIT  
MOTION FOR ENTRY OF DEFAULT AS  
TO DEFENDANT KONSTANTIN  
VLADIMIROVICH RAK WITHOUT  
HEARING**

Judge: Hon. Laurel Beeler  
Courtroom: C, 15th Floor

## **DECLARATION OF HOLLY M. SIMPKINS**

I, Holly M. Simpkins, declare as follows:

3       1. I am an attorney licensed to practice law before the courts of the State of  
4 Washington. I am Senior Counsel at Perkins Coie LLP, and counsel in this action for Plaintiffs  
5 Epic Games, Inc. and Epic Games International S.à.r.l. (“Epic”). I submit this declaration in  
6 support of Epic’s Administrative Motion to Submit Motion for Entry of Default as to Defendant  
7 Konstantin Vladimirovich Rak Without Hearing. I have personal knowledge of the facts stated  
8 herein and, if called upon, I could and would testify competently thereto under oath.

9       2.     Epic was unable to obtain a stipulation for this motion under Local Rule 7-12 from  
10   Defendant Konstantin Vladimirovich Rak because, despite the deadline to respond to the  
11   Complaint having lapsed, Rak has not appeared in this matter.

12 I declare under penalty of perjury under the laws of the United States that the foregoing is  
13 true and correct.

15 Executed this 10th day of May, 2018, at Los Angeles, California.

/s/ Holly M. Simpkins  
Holly M. Simpkins